

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Before the Board of Patent Appeals and Interferences

In re Patent Application of

MAYO et al.

Serial No. 10/083,637

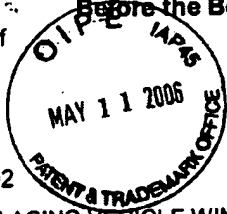
Filed: February 27, 2002

Title: METHOD OF REPLACING VEHICLE WINDOWS IN VIEW OF WARRANTY CLAIMS

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450



Atty Dkt. 3691-368

C# M#

TC/A.U.: 3627

Examiner: Laneau, Ronald

Date: May 11, 2006

Handwritten initials and a dollar sign.

Sir:

☐ Correspondence Address Indication Form Attached.

☒ **NOTICE OF APPEAL**

Applicant hereby **appeals** to the Board of Patent Appeals and Interferences from the last decision of the Examiner twice/finally rejecting applicant's claim(s).

\$500.00 (1401)/\$250.00 (2401) \$ 500.00

☐ An appeal **BRIEF** is attached in the pending appeal of the above-identified application

\$500.00 (1402)/\$250.00 (2402) \$

☒ Credit for fees paid in prior appeal without decision on merits (Previously paid on 9-23-2005)

-\$ (500.00)

☐ A reply brief is attached in triplicate under Rule 41.41

(no fee)

☐ Pre-Appeal Brief Request for Review form attached.

☐ Petition is hereby made to extend the current due date so as to cover the filing date of this paper and attachment(s)

One Month Extension \$120.00 (1251)/\$60.00 (2251)
Two Month Extensions \$450.00 (1252)/\$225.00 (2252)
Three Month Extensions \$1020.00 (1253)/\$510.00 (2253)
Four Month Extensions \$1590.00 (1254)/\$795.00 (2254) \$

☐ "Small entity" statement attached.

Less month extension previously paid on

-\$ ()

TOTAL FEE ENCLOSED \$ 0.00

Any future submission requiring an extension of time is hereby stated to include a petition for such time extension. The Commissioner is hereby authorized to charge any deficiency, or credit any overpayment, in the fee(s) filed, or asserted to be filed, or which should have been filed herewith (or with any paper hereafter filed in this application by this firm) to our **Account No. 14-1140**. A duplicate copy of this sheet is attached.

901 North Glebe Road, 11th Floor
Arlington, Virginia 22203-1808
Telephone: (703) 816-4000
Facsimile: (703) 816-4100
JAR:caj

NIXON & VANDERHYE P.C.
By Atty: Joseph A. Rhoads, Reg. No. 37,515

05/12/2006 JADD01 00000014 141140 10083637

01 FC:1401 500.00 DA

Signature: _____

Handwritten signature of Joseph A. Rhoads.

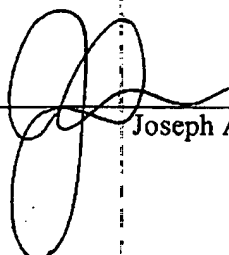
Adjustment date: 11/13/2006 SDIRETA1
05/12/2006 JADD01 00000014 141140 10083637
01 FC:1401 500.00 CR

June 29, 2006
Page 2

Very truly yours,

NIXON & VANDERHYE P.C.

By: _____

A handwritten signature in black ink, consisting of a large, stylized 'J' followed by a horizontal line and a small flourish.

Joseph A. Rhoa

JAR:caj
Attachment

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Less month extension previously paid on -()

TOTAL FEE ENCLOSED \$ 0.00

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901 North Glebe Road, 11th Floor
 Arlington, Virginia 22203-1808
 Telephone: (703) 816-4000
 Facsimile: (703) 816-4100
 JAR:caj

NIXON & VANDERHYE P.C.
 By Atty: Joseph A. Rhoe, Reg. No. 37,515

Signature: _____

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05/17 150	11433692	1067-259 DMG	2201	\$100.00	\$31,109.98

ok to change client



DEPOREF

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Nixon & Vanderhye P.C.

ATTORNEYS AT LAW

June 29, 2006

TELEPHONE: (703) 816-4000
FACSIMILE: (703) 816-4100
WRITER'S DIRECT DIAL NUMBER:
(703) 816-4043
EMAIL: JAR@NIXONVAN.COM

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Subject: **REQUEST FOR REFUND TO DEPOSIT ACCOUNT**
Deposit Account No. 14-1140
Statement Date: June 2, 2006
Date Posted: May 12, 2006
Seq: ; Posting Ref Text:
Confirmation No.: 1812
Fee Code: 1401; \$500.00
Our Ref.: 3691-368

To whom it may concern:

Regarding the Monthly Statement of Deposit Account dated, (copy attached), we believe there is a fee related error therein, which has resulted in a charge to our Deposit Account that appears to be unwarranted. Please refer to the following explanation and issue a refund as soon as possible.

An Appeal Brief was filed November 11, 2005 and prosecution was reopened according to the Communication from the USPTO dated February 13, 2006. Applicant filed a Notice of Appeal on May 11, 2006 in accordance to paragraph 1 of the Communication. Also, in paragraph 1 of the Communication dated February 13, 2006, a Notice of Appeal could be filed and the previously paid Notice of Appeal Fee (\$500.00) filed September 23, 2005 could be applied to the new appeal according to the communication received from the PTO. Therefore, no Notice of Appeal Fee was due when filed again on May 11, 2006. A refund of \$500.00 is requested for the overcharge to the above-identified Deposit Account.

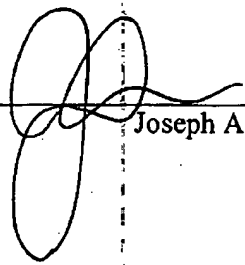
Thank you for your time and assistance, and if you have any questions, please do not hesitate to call me at the above number.

June 29, 2006
Page 2

Very truly yours,

NIXON & VANDERHYE P.C.

By: _____

A handwritten signature in black ink, consisting of a large, stylized 'J' followed by a horizontal line and a small flourish.

Joseph A. Rhoa

JAR:caj
Attachment